

Exhibit B

CONTAINS CONFIDENTIAL PORTIONS

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1 Guzman
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
3 -----x
SANDRA GUZMAN,

Plaintiff,

7 NEWS CORPORATION, NYP
HOLDINGS, INC., d/b/a
THE NEW YORK POST, and
8 COL ALLAN, in his official
and individual capacities,

Defendants.

15 CONTAINS CONFIDENTIAL PORTIONS

24 Reported by: Steven Neil Cohen, RPR
25 Job No. 46187

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<p>Page 384</p> <p>1 Guzman 2 THE VIDEOGRAPHER: Will the court 3 reporter please swear in the witness? 4 SANDRA GUZMAN, called as a witness by the 5 Defendants, having been duly sworn, 6 testified as follows: 7 MR. THOMPSON: Let the record 8 reflect that this deposition was 9 scheduled to begin at 10:00 a.m. 10 We did not start at 10:00 a.m. 11 despite the fact that Ms. Guzman was 12 sitting and ready to begin because of 13 opposing counsel. This deposition is 14 starting almost 20 minutes after the 15 start date. 16 MR. LERNER: The record will also 17 reflect if you look it up that the FDR 18 Drive has been closed for two to three 19 hours this morning due to a tractor 20 trailer getting on the southbound FDR 21 and getting stuck and created 22 significant traffic problems in the 23 city. I come from the north to get to 24 the deposition. To get to the office so 25 I was delayed some minutes by that. And</p>	<p>Page 385</p> <p>1 Guzman 2 that is the reason so I apologize, 3 Mr. Thompson, but that is the reason for 4 the delay. 5 EXAMINATION 6 BY MR. LERNER: 7 Q. Ms. Guzman, you testified in 8 October that Les Goodstein told you you 9 looked sexy and beautiful in the office, 10 right? 11 Do you remember that? 12 A. Yes. 13 Q. Where did he tell you you looked 14 sexy and beautiful? 15 A. When I saw him in the elevator. 16 When I saw him in the News Corp. 17 cafeteria on the third floor. 18 And when I met with him in his 19 office on the fifth floor. 20 And any chance and any moment that 21 I bump into him randomly in the building, he 22 would comment. 23 Q. All right. 24 When was the first time he told 25 you that you looked sexy and beautiful?</p>
<p>Page 386</p> <p>1 Guzman 2 A. It was probably the second 3 meeting. He commented -- 4 Q. Was that in his office? 5 A. He commented on my dress and on my 6 shoes and how beautiful I looked in them. 7 Q. And what kind of dress, what was 8 the dress you were wearing? 9 A. Simple black dress. 10 Q. What were your shoes? 11 A. Black shoes. 12 Q. And what was the location of that 13 conversation? 14 A. Elevator on the third floor. 15 Q. And was that a chance meeting in 16 the elevator or were the two of you going 17 somewhere together? 18 MR. THOMPSON: Objection. 19 THE WITNESS: We were going to a 20 meeting. 21 BY MR. LERNER: 22 Q. What meeting? 23 A. A meeting that he called to 24 discuss one of the sections that I worked 25 on.</p>	<p>Page 387</p> <p>1 Guzman 2 Q. And where were you going for that 3 meeting? 4 A. Third floor conference room. 5 Q. Was Sami Marerro also in 6 attendance at that meeting? 7 A. Yes. 8 Q. What about Tony Martinez? 9 A. I don't remember if Tony was 10 there. 11 Q. And he told you that -- did he say 12 that your dress looked -- what exactly was 13 the word or words he used to describe your 14 black dress on that occasion? 15 A. You are looking beautiful and sexy 16 today. 17 Q. And was Ms. Marerro with the two 18 of you in the elevator when he said that? 19 A. No. 20 Q. The two of you proceeded from the 21 elevator to the third floor conference room 22 and joined Ms. Marerro? 23 A. Yes. We joined about 20 people 24 from the sales staff. 25 Q. And where did you get on the</p>

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<p>Page 388</p> <p>1 Guzman 2 elevator? 3 A. The ninth floor. 4 Q. Do you know why -- withdrawn. 5 Mr. Goodstein's office was not on 6 the ninth floor of the building, right? 7 A. No. 8 Q. So do you know why it is that 9 Mr. Goodstein and you got on the elevator at 10 the ninth floor? If you understand the 11 question why was Mr. Goodstein getting on 12 the elevator with you on the ninth floor? 13 MR. THOMPSON: Objection. 14 THE WITNESS: I didn't say that he 15 got on the elevator on the ninth floor.</p> <p>BY MR. LERNER:</p> <p>Q. Okay. So how did you -- were you already on the elevator when he got on? A. I told you this happened on the third floor elevator so I was going down. Q. To the third floor? A. And I was -- right. On the third floor by the elevators. Q. So it wasn't in the elevator now you are saying it was by the elevator?</p>	<p>Page 389</p> <p>1 Guzman 2 MR. THOMPSON: Objection. 3 THE WITNESS: I am saying it was 4 by the elevators, yes, on the third 5 floor. BY MR. LERNER: Q. Okay. Because earlier you testified that it was in the elevator. A. It was outside the elevators on the third floor. Q. So five minutes ago when you said it was in the elevator you were wrong? A. I am clarifying exactly where this man Les Goodstein approached me and sexually harassed me. Q. Well, I appreciate the clarification. A. Thank you. Q. But it doesn't appear to be a clarification. It appears to be a change. MR. THOMPSON: Objection. Is that a question? BY MR. LERNER: Q. Is that correct? MR. THOMPSON: Objection.</p> <p>Page 390</p> <p>1 Guzman 2 THE WITNESS: You asked me a 3 question and I am answering it. I am 4 clarifying the exact place where this 5 exchange took place. The third floor by 6 the elevator banks. BY MR. LERNER: Q. You testified before the last time we were together that -- you understand it is important to be precise and clear with your words, right? A. I understand. Q. And was anybody else present within earshot when Mr. Goodstein told you that your dress looked sexy and beautiful? A. Not that I can recall. Q. Did the two of you then walk together to the third floor conference room? A. Yes. Q. And is there anything else he said on that occasion about you or your appearance that you can recall? A. No. Q. And is there anything else about his -- did he -- is there anything else that</p> <p>1 Guzman 2 he did on that occasion that caused you to 3 feel -- that you believe was inappropriate? 4 A. Yes. 5 Q. On that particular occasion? 6 A. Yes. Every time I saw 7 Mr. Goodstein. 8 Q. No. Ms. Guzman, I am asking 9 specifically about the occasion when you 10 were outside the elevators on the third 11 floor on your second meeting walking to the 12 conference room, do you have a recollection 13 of anything Mr. Goodstein did on that 14 occasion? 15 MR. THOMPSON: Mr. Lerner, don't 16 raise your voice to the witness. 17 THE WITNESS: Is there a reason 18 why you are raising my voice. I am -- 19 BY MR. LERNER: 20 Q. I just want to be clear in your 21 testimony. 22 MR. THOMPSON: I want the record 23 to be clear that Mark Lerner is raising 24 his voice at Ms. Guzman. She is not a 25 child. She is a grown woman. You have</p>
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1 Guzman 2 to give her respect. If you are not 3 going to give her respect we are going 4 to stop this deposition. You will not 5 raise your voice to this witness. 6 MR. LERNER: We will stop the 7 deposition if you interfere with it. We 8 have a video recorder here so the record 9 does not require you to characterize 10 what is going on in the room. My -- 11 MR. THOMPSON: I will state my 12 position. 13 MR. LERNER: Excuse me, I am not 14 done. 15 MR. THOMPSON: Any time you raise 16 your voice to my client -- 17 MR. LERNER: I am not finished. 18 MR. THOMPSON: That is a fact. 19 MR. LERNER: I am not finished. 20 MR. THOMPSON: Don't do that. It 21 is -- 22 MR. LERNER: I will conduct the 23 deposition in the tone of voice -- 24 MR. THOMPSON: Properly. 25 MR. LERNER: I will conduct the	1 Guzman 2 deposition. 3 MR. THOMPSON: Not improperly. 4 BY MR. LERNER: 5 Q. Ms. Guzman, is there anything else 6 that you recall specifically on the occasion 7 of your second meeting with Mr. Goodstein 8 when you were walking from the elevators on 9 the third floor to a conference room that he 10 did besides telling you your dress or you 11 looked sexy and beautiful? 12 A. He looked at me in a very 13 lascivious way and he looked at me, checked 14 me out up and down. 15 Q. And how long did that take? 16 MR. THOMPSON: Objection. 17 THE WITNESS: It felt like an 18 eternity. 19 I am not going to work to be 20 looked at lasciviously by somebody who 21 is supervising sales of the section I 22 worked for. 23 BY MR. LERNER: 24 Q. Did you say anything to him about 25 it?
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1 Guzman 2 A. No. 3 Q. What was your response? 4 A. Disgusted. 5 Q. No. What was your verbal or 6 physical response if any? 7 A. I just ignored him and I walked to 8 the conference room. 9 Q. What was lascivious about his 10 look? 11 A. The way that he looked at me up 12 and down as if he is checking someone who is 13 naked, a woman is naked. 14 Q. And what does that look like? 15 A. As a woman? 16 Q. No. What did it look like to you? 17 A. As a woman -- I am going to 18 describe it, sir. As a woman you know it 19 when you see it. 20 Q. Well, explain for the jury which 21 will be composed of potentially men and 22 women how that appears or what it actually 23 consists of? 24 A. So he is slowly taking a look from 25 head to toe at my body as if he is observing	1 Guzman 2 someone who is naked. A woman is naked. 3 Q. But his comment to you was on your 4 dress, right? 5 A. I was wearing the dress. It is 6 how the dress looked on me. 7 Q. And he commented on the dress, 8 right? 9 A. On how the dress looked on me. 10 Q. Did he make a comment about your 11 body? 12 A. You look beautiful and sexy in 13 that dress. 14 Q. And when you walked from the 15 elevator area to the conference room was 16 there anything that occurred during that 17 walk that you considered objectionable or 18 lascivious that you can recall? 19 A. No. But I remember that I walked 20 in back of him so that he would not look at 21 me as he walked, I walked behind him. I 22 remember that. I purposefully slowed down 23 my steps so that he can be in front of me. 24 Q. Is there anything else that you 25 recall about your encounter with

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1	Guzman	1	Guzman
2	Mr. Goodstein outside the elevators on the	2	Q. Okay. You testified last time we
3	third floor on that occasion that is	3	were in a deposition together that
4	relevant to your claim?	4	Ms. Marerro was in those meetings with you
5	A. I felt harassed and I felt	5	and Mr. Goodstein?
6	disgusted that this happened. That is what	6	A. Most of the time, yes, Ms. Marerro
7	I recall. I recall feeling this is not	7	was present.
8	right. This is wrong. I don't come to work	8	Q. You testified that she was always
9	to be gawked at.	9	with you in those meetings and that
10	Q. When was the next time that you	10	sometimes Mr. Martinez was with you?
11	experienced anything from Mr. Goodstein that	11	A. Well, Ms. Marerro stopped working
12	you regard as harassing?	12	for The New York Post so the times -- there
13	A. Put it this way, I would see	13	were times that I met with Ms. Goodstein
14	Mr. Goodstein in the News Corp. cafeteria on	14	that Ms. Marerro was not present or
15	the third floor. I would see him in the	15	Mr. Martinez because they both stopped --
16	elevator banks in the lobby and every time	16	they were both laid off.
17	I -- during meetings and every time we had	17	Q. And how many times did that occur?
18	an encounter Mr. Goodstein had to comment on	18	MR. THOMPSON: Objection.
19	something that I was wearing on how I looked	19	THE WITNESS: How many times? I
20	in my shoes or in my dress.	20	am sorry.
21	Q. I am asking you when specifically	21	BY MR. LERNER:
22	you recall was the next time that	22	Q. How many times did you meet with
23	Mr. Goodstein commented?	23	Mr. Goods without the presence of
24	A. So I met with him on his fourth	24	Ms. Marerro?
25	floor office.	25	A. On numerous occasions.
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1	Guzman	1	Guzman
2	Q. How many?	2	said, when you offered to let him borrow
3	A. I can't give you a number but	3	them as a joke?
4	numerous occasions.	4	A. Yes.
5	Q. Where?	5	Q. Why was the comment on your shoes
6	A. Mostly his fourth floor office.	6	offensive?
7	Fourth or fifth floor office. Maybe fifth	7	A. I think if I were a white male he
8	floor, yes, where News America marketing is	8	would not be commenting on the way I
9	located.	9	dressed.
10	Q. Again, I would like to know when	10	I think that he meant to objectify
11	the second time you felt harassed by	11	me as a sexual object and I found that
12	Mr. Goodstein was with specific	12	offensive.
13	recollections if you have them. If you	13	Q. Anything else?
14	don't have them answer I don't remember.	14	A. I found his conduct inappropriate,
15	A. I don't remember the second time	15	Mark.
16	but I remember the numerous occasions when	16	Q. Is there anything else about his
17	we would randomly bump into each other in	17	commenting on your shoes -- what was
18	meetings and I remember there was one	18	specifically did he say about your shoes?
19	meeting where as soon as I walked in he	19	A. Sexy shoes.
20	chose to comment on the shoes again that I	20	Q. Were they sexy shoes?
21	was wearing.	21	MR. THOMPSON: Wait. She wasn't
22	Q. Did you ask him not to comment on	22	finished.
23	your shoes?	23	THE WITNESS: Sexy shoes. He
24	A. No.	24	wouldn't even refer to me by my first
25	Q. Is that the occasion when you	25	name or by my last name.

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1	Guzman	1 Guzman
2	BY MR. LERNER:	2 Q. Do you still own those shoes?
3	Q. Were they sexy shoes?	3 A. Yes.
4	A. No.	4 Q. Who were they manufactured by?
5	Q. Describe the shoes?	5 MR. THOMPSON: Objection.
6	A. Black shoes, black pumps.	6 THE WITNESS: YSL.
7	Q. Back pumps. Pumps means high	7 BY MR. LERNER:
8	heels?	8 Q. If you recall any other specific
9	A. Black high heels, yes.	9 occasions during which Mr. Goodstein made
10	Q. It is your testimony that those	10 what you regard as harassing comments about
11	are not sexy shoes?	11 your appearance can you please describe them
12	A. No. They are black.	12 specifically now?
13	Q. They are black pumps?	13 A. So there was another occasion when
14	A. High heels, yes.	14 again we were meeting in his office and as I
15	Q. What did you like about those	15 was walking in instead of greeting me with
16	shoes?	16 my name he called me Cha-Cha.
17	A. They were comfortable.	17 Q. Okay. We discussed this incident
18	Q. Did you like the fact that they	18 the last time you were deposed, correct?
19	were high heels?	19 A. Yes.
20	MR. THOMPSON: Objection.	20 Q. And he stopped doing that when you
21	THE WITNESS: I liked them.	21 let him know you didn't appreciate it,
22	BY MR. LERNER:	22 correct?
23	Q. Did anyone else ever comment on	23 A. Yes.
24	those shoes?	24 Q. And how did you let him know that?
25	A. Not that I can recall right now.	25 A. Don't call me that.
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1	Guzman	1 Guzman
2	Q. How did he respond when you said	2 Why couldn't he call me by my
3	don't call me that?	3 name?
4	A. He was confused.	4 Q. Did you ever write about somebody
5	Q. But he stopped calling you that,	5 who Tempo referred to in a headline as
6	correct?	6 Cha-Cha Willie?
7	A. Yes.	7 A. Are you looking at something that
8	Q. And with respect to him calling	8 maybe I should review?
9	you sexy and beautiful you never said don't	9 Q. I am looking at an -- a page from
10	call me sexy and beautiful, correct?	10 Tempo from 2007 with a headline Cha-Cha
11	A. No.	11 Willie, is that a headline that I approved
12	Q. No, you did not say that?	12 for Tempo?
13	A. No. I did not. I would ignore	13 A. Can I see it?
14	him.	14 Q. No.
15	Q. Mr. Goodstein's office was on the	15 A. I can't?
16	fifth floor of the building at 1211 Avenue	16 Q. There is a question pending. Did
17	of the Americas, right?	17 you approve a headline Cha-Cha Willie for
18	A. Yes.	18 Tempo regarding someone named Willie Perry?
19	Q. What was offensive about the term	19 A. Can you read some more so that I
20	Cha-Cha to you?	20 can -- can you refresh my memory?
21	A. First of all, I have a name.	21 Q. Have you ever heard of Willie
22	Second of all, there is a	22 Perry?
23	stereotype that all Latin women are, you	23 A. I can't recall right now.
24	know, hot and dancers and Cha-Cha is	24 Q. Do you know who Willie Perry is?
25	referring to a dance move on a dance floor.	25 A. I have interviewed and I have

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1 Guzman 2 edited hundreds and hundreds and hundreds of 3 pages throughout my career. 4 Q. Did you review all of the pages of 5 Tempo before it was published? 6 A. Yes. 7 Q. Each month? 8 A. Yes. 9 Q. So a headline in Tempo would be 10 reviewed by you before it would be 11 published, right? 12 A. Yes, yes. 13 Q. So if a headline ran Cha-Cha 14 Willie then you reviewed it before it ran? 15 A. Yes. And actually that is not 16 Tempo. That is the Black History Month 17 section. 18 Q. Is it a section that you edited? 19 A. Yes. 20 Q. So same question. If it is a 21 section you edited did you review the 22 mockups before they were printed? 23 A. Yes. 24 Q. And approved the headlines? 25 A. Yes.	1 Guzman 2 MR. LERNER: Let's mark it. 3 (Page from the Harlem Week section 4 was marked Guzman Exhibit 32 for 5 identification) 6 BY MR. LERNER: 7 Q. Is Exhibit 32 a page from Harlem 8 Week section that you edited? 9 A. Yes. 10 Q. And you approved the headline, 11 Cha-Cha Willie? 12 A. Yes. 13 Q. Did you write that headline? 14 A. That is his name. No. My copy 15 editor did. 16 Q. His name is Cha-Cha Willic? 17 A. That is his nickname. 18 Q. Did you interview him? 19 A. No. 20 Q. Do you know who did? 21 A. Georgette Roberts. 22 Q. Georgette Roberts is a reporter at 23 The Post? 24 A. Part time. She is a freelancer. 25 Q. She is an African American
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1 Guzman 2 employee of The Post? 3 A. Yes. 4 Q. Do you regard this story or the 5 headline as offensive? 6 A. No. 7 Q. Were you ever on the fifth floor 8 of the New York -- withdrawn. 9 Were you ever on the fifth floor 10 of 1211 Avenue of the Americas for a reason 11 other than meeting with Mr. Goodstein? 12 A. Yes. 13 Q. How many times other than for a 14 meeting with Mr. Goodstein? 15 A. Several times. 16 Q. How many is "several"?17 A. About a dozen times. 18 Q. Do you have a specific 19 recollection of being on the floor? 20 A. Yes. 21 Q. For what reasons? 22 A. I was asked to help edit and think 23 about the content for a series of community 24 newspapers that News Corp. purchased, 25 Brooklyn and Queens Courier, there were	1 Guzman 2 dozens of newspapers that Rupert Murdoch 3 purchased and I was asked to think about 4 content for them. 5 I was being considered as -- we 6 were exploring the potential of starting a 7 Queens section and the person in charge of 8 the community papers was Mr. Goodstein and 9 his deputy, I can't recall her name, Kylie 10 or something, I can't recall her name, his 11 deputy was charged with supervising these 12 papers and so we would meet on the fifth 13 floor to talk about content. And stories 14 and how we could, what was the word we used, 15 just cross-pollinate the content that I was 16 creating for The Post and vice versa. 17 Q. Mr. Goodstein was not in these 18 meetings, correct? 19 A. On some of them he was not. 20 Q. You never testified before that 21 Mr. Goodstein was in meetings with you about 22 the community newspapers. 23 A. You didn't ask me. 24 Q. Do you have a recollection of 25 that?

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1	Guzman	1	Guzman
2	A. Yes.	2	correct?
3	Q. When you bumped into him in the	3	A. He was not my supervisor but he
4	cafeteria or in the elevators or in the	4	was supervising the sales so we worked in
5	hallways how long did these meetings or	5	the -- with the same projects, we worked on
6	encounters last?	6	the same projects. So he wasn't a total
7	A. Anywhere -- I don't know.	7	stranger to me, I would greet him and that
8	Anywhere from hello, how are you, five	8	is when he took the opportunity to say
9	minutes, they seemed longer because they	9	inappropriate comments.
10	were always really uncomfortable.	10	Q. Specifically the inappropriate
11	Q. And these were in -- these	11	comments were sexy and beautiful?
12	encounters were in public areas in the	12	A. Mark, he would always comment on
13	building, right?	13	my appearance. He would always comment on
14	A. Yes, sir.	14	the dresses that I wore or the shoes that I
15	Q. And you were free to walk away or	15	wore and he would always gawk.
16	keep going where you were going during these	16	Q. And the comments were to use the
17	meetings, right?	17	terms either sexy or beautiful?
18	A. I am not really sure what you are	18	MR. THOMPSON: Objection.
19	asking me.	19	BY MR. LERNER:
20	Q. Well, if you stood around to talk	20	Q. Correct?
21	to Mr. Goodstein for any length of time that	21	A. Yes.
22	was of your own free will, correct?	22	Q. Were these being -- these meetings
23	A. Well, he was supervising the sales	23	where you would be standing up during the
24	of sections that I was working on.	24	meeting speaking to him?
25	Q. He wasn't your supervisor,	25	MR. THOMPSON: Objection.
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1	Guzman	1	Guzman
2	THE WITNESS: The meetings by the	2	Tempo?
3	elevator banks, the random meetings --	3	A. Numerous times.
4	BY MR. LERNER:	4	Q. How many?
5	Q. Correct.	5	A. I would say two dozen times.
6	A. -- in the News Corp. cafeteria?	6	Maybe more.
7	Q. Yes.	7	Q. Where were those meetings?
8	A. I would be usually going	8	A. His office, at News Corp. office
9	somewhere.	9	on the fifth floor, News America offices.
10	The meetings in his office, I	10	Q. And who was in those meetings, you
11	would be sitting down.	11	and his deputy?
12	Q. There came a time in 2007 when he	12	A. Yes. Sometimes there were two
13	stopped being involved in Tempo, right?	13	deputies and sometimes one deputy.
14	A. Yes.	14	Q. And who were the names -- what
15	Q. How many of these encounters with	15	were the names of the two deputies?
16	Mr. Goodstein on the premises of the 1211	16	A. I cannot recall the names.
17	Avenue of the Americas occurred after he	17	Q. Were they male or female?
18	stopped being involved in Tempo?	18	A. One of them was a female and her
19	A. I also told you that we continued	19	name starts with a K, K something. And I
20	to meet after because of his involvement	20	believe that she went on maternity leave and
21	with the Brooklyn and community papers,	21	then another staffer took over her
22	okay.	22	responsibilities but I can't recall his
23	Q. How many times did you meet with	23	name.
24	Mr. Goodstein on the Brooklyn and community	24	Q. Did the two deputies ever say
25	papers after he was no longer involved with	25	anything to you that you considered

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1	Guzman	1	Guzman
2	harassing or abusive?	2	THE WITNESS: During what period
3	A. No, sir.	3	of time? When the newspapers were first
4	Q. And did you ever say anything to	4	initially purchased, there were a lot of
5	them about Mr. Goodstein's conduct?	5	discussion about what to do with them,
6	A. No, sir.	6	how to integrate them into The New York
7	Q. Were they ever present during	7	Post properties. There were News Corp.
8	Mr. Goodstein engaging in conduct that you	8	properties and so we were trying to
9	considered offensive?	9	figure out what their role was going to
10	A. No.	10	be.
11	Q. Did you ever tell them about it?	11	BY MR. LERNER:
12	A. The two deputies?	12	Q. Did Mr. Goodstein ever trap you in
13	Q. Yes.	13	a room?
14	A. About Mr. Goodstein's --	14	A. Trap me in a room?
15	Q. Yes.	15	Q. Yes.
16	A. -- inappropriate behavior? No.	16	A. No.
17	I told other people. I complained	17	Q. Did he ever -- did he ever touch
18	to other people.	18	you?
19	Q. My question was did you tell them	19	MR. THOMPSON: Objection.
20	about it.	20	BY MR. LERNER:
21	A. Okay.	21	Q. In an offensive way?
22	Q. During what period of time did you	22	A. No.
23	have meetings with Mr. Goodstein about the	23	Q. Did he ever ask you out on a date?
24	community newspapers?	24	A. No.
25	MR. THOMPSON: Objection.	25	Q. Did he ever mention sex acts with
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1	Guzman	1	Guzman
2	you?	2	body, at my breasts, at my legs, at my
3	A. No.	3	shoes. That was the inappropriate behavior
4	Q. Did he ever comment specifically	4	I was trying to describe.
5	by using the word breasts?	5	Q. Did you ever ask him to make more
6	A. No.	6	eye contact with you?
7	Q. Did he ever use the word ass with	7	A. No.
8	you to comment about your body?	8	Q. Did you ever tape record any
9	A. No.	9	meetings with Mr. Goodstein?
10	Q. Did he ever refer to your legs	10	A. No.
11	specifically?	11	Q. Did you ever write down notes
12	A. I don't recall. He may have.	12	about Mr. Goodstein after your meetings?
13	Q. You don't recall, right?	13	A. I don't remember if I wrote down
14	A. I don't recall specifically.	14	notes about his behavior.
15	Q. Okay. Were there times that you	15	Q. And you never told him that you
16	were with Mr. Goodstein that he spoke to you	16	didn't like the way he was looking at you,
17	in a professional way discussing the	17	correct?
18	business you were doing?	18	A. No, Mark.
19	A. Yes.	19	Q. Did he ever prevent you from
20	Q. Did he look you in the eye when he	20	publishing Tempo? That sounds like an odd
21	spoke to you?	21	question but --
22	A. No.	22	A. Yes, it is. I don't understand
23	Q. Never?	23	what you are trying to ask me.
24	A. Very few times. That was part of	24	Q. He never stood in the way of
25	the problem. He was always looking at my	25	getting Tempo out, right?

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1 Guzman	1 Guzman
2 A. I don't know.	2 Q. And did you think that your
3 Q. He was -- your understanding is he	3 performance was good during this time
4 facilitated Tempo, right?	4 period?
5 A. My understanding is that he was a	5 A. Notwithstanding the conditions
6 fan of the work that Tempo and my team were	6 that I had to work under, yes.
7 doing.	7 Q. You produced the section that you
8 Q. You don't have any reason to doubt	8 wanted to produce, right?
9 that, correct?	9 A. To the best of my ability. I
10 A. No.	10 ignored all the other harassment that I was
11 Q. So during the time you were	11 experiencing.
12 working with Mr. Goodstein you continued to	12 Q. And you were able to do your job,
13 focus your efforts on getting Tempo out,	13 right?
14 getting any other sections you were working	14 A. I did my job to the best of my
15 on out and doing a good job, correct?	15 ability.
16 A. Can you repeat the question?	16 Q. You were able to do your job well,
17 Q. Sure.	17 right?
18 During the time you were working	18 A. Yes.
19 with Mr. Goodstein you continued to focus	19 Q. You produced an excellent section,
20 your efforts on getting Tempo out, getting	20 right?
21 any other sections you were working out and	21 A. Yes. But that didn't mean that I
22 doing a good job, correct?	22 was not affected by his lewd behavior.
23 A. Yes.	23 Q. My question is your work did not
24 Q. And you did a good job, right?	24 suffer for it, right?
25 A. Yes.	25 A. No.
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1 Guzman	1 Guzman
2 Q. No, it did not suffer for it,	2 (Handwritten list was marked
3 right?	3 Guzman Exhibit 33 for identification)
4 MR. THOMPSON: Objection. She	4 BY MR. LERNER:
5 just answered that question.	5 Q. Ms. Guzman, is this a piece of
6 THE WITNESS: No.	6 paper where you wrote down lists of
7 BY MR. LERNER:	7 adjectives to describe Sol and yourself?
8 Q. You have actually described	8 A. Yes.
9 yourself as sexy and beautiful, have you	9 Q. Sol is the column on the left and
10 not?	10 you are the column on the right?
11 A. I may have.	11 A. Yes.
12 Q. Do you recall writing a list of	12 Q. And who -- is Sol somebody you
13 words to describe yourself and including	13 were involved with?
14 sexy and beautiful on that list?	14 A. Involved with?
15 A. No.	15 Q. Yes.
16 Q. Who is Sol, S-O-L?	16 A. How do you mean?
17 A. Sol is a friend of mine.	17 Q. Were you ever romantically
18 Q. Do you remember writing a list of	18 involved with Sol?
19 words to describe Sol and writing a list of	19 A. No.
20 words to describe yourself and comparing the	20 Q. What is Sol's last name?
21 two?	21 A. Rivera.
22 A. No.	22 Q. Were you involved in any business
23 Q. I am going to show you a document,	23 dealings with Sol?
24 showing you a document marked Guzman Exhibit	24 A. Yes.
25 33.	25 Q. What were those dealings?

CONTAINS CONFIDENTIAL PORTIONS

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1	Guzman	1	Guzman
2	disgusting.	2	BY THE VIDEOGRAPHER:
3	Q. And you stuck around to listen to	3	Q. Who is that?
4	the story, right?	4	A. Fay Penn.
5	A. I stuck around to hang out with my	5	Q. Well, you actually wrote plural,
6	girlfriends.	6	"He only befriends ugly female editors,
7	Q. Nobody was chaining you to the bar	7	she-males."
8	stool, right?	8	A. That is what I was thinking.
9	A. No.	9	Q. Is "she-males" a term that you use
10	Q. You could have walked away?	10	for women you regard as ugly?
11	A. Yes.	11	A. No.
12	Q. Right?	12	Q. Did you regard Fay Penn as ugly?
13	You wrote in the same paragraph	13	A. Her attitude more than physically.
14	that, "Col Allan only befriends ugly female	14	I was referring to her energy, to her
15	editors, the she-males."	15	energy, not to her physical appearance.
16	Who were you referring to?	16	Q. Well, you wrote that "Col Allan
17	MR. THOMPSON: What paragraph are	17	doesn't know how to handle himself around
18	you referring to?	18	pretty women, he only befriends ugly female
19	MR. LERNER: Same paragraph we	19	editors." You are talking about physical
20	have been on, five lines from the	20	appearance, correct?
21	bottom.	21	A. When I was thinking about this
22	MR. THOMPSON: I see.	22	particular editor, I was thinking more about
23	THE WITNESS: A former features	23	her energy.
24	editor.	24	Q. What is a she-male?
25		25	A. It is very strong, muscular,
	Page 474		Page 475
1	Guzman	1	Guzman
2	androgenous-looking female.	2	he smirks and he says, "Look at this," and
3	Q. Is there anybody else at The Post	3	it is a picture of a naked man with his
4	that you regard as an ugly female editor who	4	genitalia exposed.
5	Col Allan befriends?	5	Q. And so Mr. Allan had told several
6	A. Who has ugly female energy, male	6	stories about Dunleavy at this point?
7	ugly she-male female energy. No. I can't	7	A. At this point he had told several
8	think of anybody else at this time.	8	sexual stories.
9	Q. Isn't a she-male a man who	9	Q. What were the other stories about
10	surgically altered to have breasts?	10	Dunleavy besides the one about the closet?
11	A. No. Not as I understand it.	11	A. There was one where Dunleavy slept
12	Q. And, so you listened to the story	12	over his house. He had given him keys to
13	about Dunleavy having sex in the closet,	13	his apartment and Dunleavy came in the
14	right, correct?	14	middle of the night and when Mr. Allan went
15	A. Correct.	15	to the restroom or he heard noise he walked
16	Q. And you did not walk away,	16	into Dunleavy trying to pee in a closet or
17	correct?	17	something, something to that effect so he
18	A. Correct.	18	may have seen Dunleavy's penis.
19	Q. And then Col Allan displays a	19	Q. Do you remember any other stories?
20	photograph on his BlackBerry of a naked man,	20	A. And then there was a story,
21	correct?	21	something about Dunleavy once -- Dunleavy
22	A. So after several stories about	22	has such a voracious sexual appetite that he
23	Dunleavy's sexual exploits Col Allan digs	23	would probably, to use Mr. Allan's word,
24	into his pocket, pulls out his BlackBerry	24	fuck a woman without limbs or something to
25	and hands it to me and he says, "Look," and	25	that effect so there were more. Those were